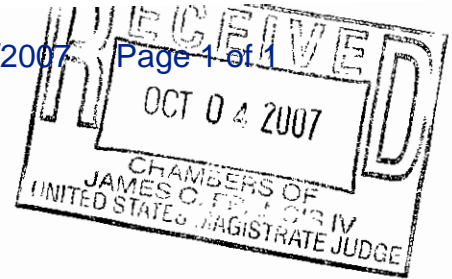


DE CARO & KAPLEN, LLP  
Counselors at Law  
427 Bedford Road  
Suite 260  
PLEASANTVILLE, NEW YORK 10570

(212) 732-2262  
mvk.brainlaw@verizon.net



## MEMO ENDORSED

October 3, 2007

MICHAEL V. KAPLEN\*  
SHANA DE CARO

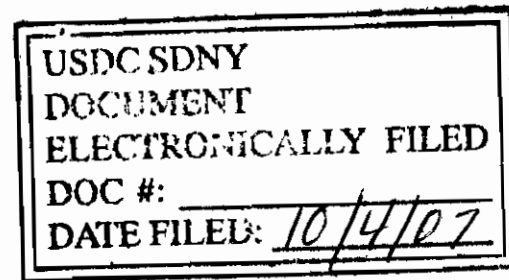
\*ADMITTED NEW YORK  
AND FLORIDA BAR

\*CERTIFIED CIVIL TRIAL ADVOCATE,  
NATIONAL BOARD OF TRIAL ADVOCACY

\*CHAIR, STATE OF NEW YORK,  
TRAUMATIC BRAIN INJURY  
SERVICES COORDINATING COUNCIL

Hon. James C. Francis  
United States Magistrate Judge  
United States District Court  
Southern District of New York  
United States Courthouse  
500 Pearl Street  
New York, NY 10007

Re: **Paradi, et al. v. Phillips**  
**Case Number: 07 Civ. 3640 (JCF)**



Dear Magistrate Judge Francis:

This office represents plaintiffs in the above matter. During the course of the Initial Conference held with the Court on July 27, 2007, permission was requested and granted by the Court to serve an Amended Complaint in this matter reflecting the wrongful death of Sabina Paradi from injuries she received in this matter.

I am enclosing a copy of the Amended Complaint.

Upon attempting to file this Complaint with Clerk of the Court, this office has been informed that the Complaint would not be accepted for filing without written permission from the Court if more than twenty days has expired since the filing of defendant's Answer.

Accordingly, it is respectfully requested that the Court endorse this correspondence to allow filing of the enclosed Amended Complaint.

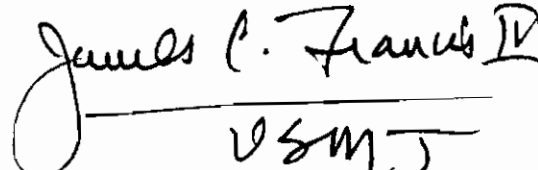
Respectfully yours,

  
MICHAEL V. KAPLEN

MVK/AB

Enc.

cc: James D. Butler, Esq.  
Attorney for Defendant  
591 Summit Avenue  
Jersey City, NJ 07306  
(With enclosure)

SO ORDERED.  
James C. Francis IV  
  
JCF